

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

THE SCOTT FETZER COMPANY,

Plaintiff/Counter-
Defendant,

v.

MARCUS QUINN, ET AL.,

Defendants/Counter-
Claimants.

Case No. 19-cv-01296

Judge Pamela A. Barker

**STIPULATION AND ORDER
DISMISSING ACTION WITH PREJUDICE
[FED. R. CIV. P. 41(a)(1)(A)(ii)]**

Plaintiff/Counter-Defendant The Scott Fetzer Company (“Plaintiff”) and Defendants/Counter-Claimants Marcus Quinn, Nathan Ramker, and SunFlora, Inc. (“Defendants”) have entered into a written binding agreement resolving their respective claims and counterclaims in this action. The parties’ written agreement provides for certain continuing obligations through and to August 2021, regarding which they seek the Court’s agreement to retain jurisdiction for purposes of enforcing the parties’ agreement notwithstanding dismissal of the action with prejudice.

NOW, THEREFORE, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), it is hereby **STIPULATED** and **AGREED** between Plaintiff and Defendants, and it is **ORDERED** by the Court, as follows:

1. Plaintiff dismisses with prejudice all of its claims in this action;
2. Defendants dismiss with prejudice all of their counterclaims in this action;
3. All parties shall bear their own fees and costs incurred in the action; and

4. Notwithstanding the parties' respective dismissals with prejudice, the Court retains jurisdiction for purposes of enforcing the parties' settlement.

IT IS SO ORDERED.

8/15/2020

A handwritten signature in blue ink that reads "Pamela A. Barker". The signature is written in a cursive, flowing style.

Pamela A. Barker
United States District Judge

STIPULATED AND AGREED TO BY:

/s/ Steven M. Auvil

Steven M. Auvil
E-mail: steven.auvil@squirepb.com
Eleanor M. Hagan
E-mail: eleanor.hagan@squirepb.com
SQUIRE PATTON BOGGS (US) LLP
4900 Key Tower
127 Public Square
Cleveland, Ohio 44114
Telephone: 216 479 8500
Facsimile: 216 479 8780

Adam R. Fox
E-mail: adam.fox@squirepb.com
SQUIRE PATTON BOGGS (US) LLP
555 S. Flower Street, 31st Floor
Los Angeles, CA 90071
Telephone: 213 624 2500
Facsimile: 213 623 4581

David S. Elkins
E-mail: david.elkins@squirepb.com
SQUIRE PATTON BOGGS (US) LLP
1801 Page Mill Road, Suite 110
Palo Alto, CA 94304
Telephone: 650 856 6500
Facsimile: 650 843 8777

*Counsel for Defendants/Counter-
Claimants Marcus Quinn,
Nate Ramker, and SunFlora, Inc.*

/s/ Collin R. Flake

Robert P. Ducatman (0003571)
E-mail: rducatman@jonesday.com
Christopher M. McLaughlin (0078186)
E-mail: cmmclaughlin@jonesday.com
Collin R. Flake (0093428)
E-mail: cflake@jonesday.com
JONES DAY
North Point
901 Lakeside Avenue
Cleveland, OH 44114-1190
Telephone: (216) 586-3939
Facsimile: (216) 579-0212

*Counsel for Plaintiff/Counter-Defendant
The Scott Fetzer Company*